

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOSE SUSUMO AZANO MATSURA  
(1), RAVNEET SINGH (2),  
ELECTIONMALL, INC. (3), AND  
MARCO POLO CORTES (4),

Defendants.

Case No. 14-CR-0388-MMA

**JOINT MOTION FOR ORDER  
EXCLUDING TIME UNDER THE  
SPEEDY TRIAL ACT**

The parties appeared before the Court on March 23, 2015. At that hearing, upon the request of the defense, the Court vacated the next scheduled motion hearing, which

1 had been calendared for May 4, 2015, and scheduled a new motion hearing date of July  
2 10, 2015. The Court excluded time under the Speedy Trial Act until July 10, 2015.

3 The parties jointly move for an Order making the following findings with regard to  
4 the exclusion of time under the Speedy Trial Act:  
5

6 “1. The Superseding Indictment was returned in this case on August 12, 2014.  
7 The defendants were arraigned on the Superseding Indictment on August 21, 2014.  
8

9 2. The Superseding Indictment contains 26 counts, including charges of  
10 Conspiracy to Commit Offenses Against the United States, in violation of 18 U.S.C. §  
11 371; Campaign Donation or Contribution by a Foreign National Aggregating \$25,000 or  
12 More, in violation of 2 U.S.C. § 437g(d)(1)(A) and 441e(a)(1)(A); Contribution in the  
13 Name of Another Aggregating \$25,000 or More, in violation of 2 U.S.C. § 437g(d)(1)(A)  
14 and 441f; Falsification of Records, in violation of 18 U.S.C. § 1519; Bribery, in violation  
15 of 18 U.S.C. § 201(b); and Alien in Possession of a Firearm, in violation of 18 U.S.C.  
16 922(g)(5)(b). The Superseding Indictment also contains notice of criminal forfeiture  
17 pursuant to 18 U.S.C. § 924(g) and 981(a)(1)(C), and 28 U.S.C. § 2461(c).  
18  
19  
20

21 3. The case involves significant factual and legal complexity. The charges  
22 include two conspiracies, in Counts One and Two, of which the former is a multi-object  
23 conspiracy. The charges also include offenses under Title 2 of the United States Code,  
24 which are infrequent in this district and necessitate time for additional legal research by  
25 the defense. There are four defendants, and the charges cover a wide range of offense  
26  
27  
28

1 conduct, with some alleged conduct beginning on a date unknown to the grand jury and  
2 other alleged conduct occurring as recently as January 2014.

3 4. Discovery in the case is voluminous. It includes, among other things,  
4 thousands of pages of single-spaced law enforcement agency reports; dozens of hours of  
5 recordings, including wiretapped calls and consensual recordings; thousands of pages of  
6 documents obtained from third parties; and copious electronic evidence, culled from the  
7 review of dozens of items of electronic media.  
8  
9

10 5. Since arraignment on the Superseding Indictment, the defense has filed, or  
11 has had pending, numerous motions. The defense represents to the Court that, in light of  
12 the volume of discovery, significant additional time is needed to prepare and file  
13 additional motions, including motions to dismiss the indictment, motions to suppress  
14 (including motions to suppress evidence obtained by wiretap), and possibly others.  
15  
16

17 6. Since arraignment on the Superseding Indictment, the Court has held  
18 numerous hearings for the purposes of addressing motions, setting trial, or otherwise  
19 addressing the status of the case. These include hearings on August 25, 2014; November  
20 3, 2014; January 7, 2015; and, most recently, March 23, 2015. At each of these hearings,  
21 the defense has requested additional time based on the complexity of the case and the  
22 volume of discovery.  
23  
24

25 7. It appears that July 10, 2015, the next hearing date currently scheduled in  
26 this case, is the earliest feasible date for the continued motion hearing.  
27  
28

WHEREFORE, good cause having been shown, it is hereby ORDERED that the time from August 25, 2014 through July 10, 2015 is excluded from the Speedy Trial Act calculations, under 18 U.S.C. § 3161(h)(7).”

Respectfully submitted,

/s Robert S. Huie  
Robert S. Huie  
Assistant U.S. Attorney

/s/ Knut S. Johnson  
Knut S. Johnson  
Counsel for Mr. Azano

1 Dated: March 25, 2015

/s Jason M. Ohta  
Michael L. Lipman  
Jason M. Ohta  
Duane Morris LLP  
Counsel for Mr. Singh

5 Dated: March 25, 2015

/s Frank T. Vecchione  
Frank T. Vecchione  
Counsel for ElectionMall, Inc.

9 Dated: March 25, 2015

/s Nancy B. Rosenfeld  
Nancy B. Rosenfeld  
Counsel for Mr. Cortes

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Case No. 14-CR-0388-MMA

v.

**CERTIFICATE OF SERVICE**

AZANO ET AL.,

Defendant.

IT IS HEREBY CERTIFIED that:

I am a citizen of the United States and am at least eighteen years of age. My business address is 880 Front Street, Room 6293, San Diego, California 92101-8893.

I am not a party to the above-entitled action. I have caused service of the **JOINT MOTION FOR ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT** on the parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies their counsel.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 25, 2015.

/s Robert S. Huie  
**ROBERT S. HUIE**  
Assistant United States Attorney